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August 31, 2010

Mr. Steve Tzhone (6SF-RA)
Superfund Remedial Project Manager
U.S. Environmental Protection Agency
Region 6
1445 Ross Avenue
Dallas, TX 75202-2773

Re: San Jacinto River Waste Pits Superfund Site – Additional Fencing and Warning Signs
Project Number: 090557-01.01

Dear Steve:


As we discussed in our call on Friday, August 27, 2010, International Paper Company and McGinnes Industrial Maintenance Corporation (the “Respondents”) propose to install additional fencing and warning signs in the vicinity of the San Jacinto River Waste Pits Superfund Site in an attempt to prevent further use of the area surrounding the impoundments by recreational fishermen and other trespassers. As you are aware, the Respondents installed approximately 3,340 feet of fencing with associated warning signs on the east and west banks of the San Jacinto River at the I-10 Bridge in April 2010, in an attempt to prevent recreational fishing in the area. However, recent reports of fishermen on the impoundments indicate that trespassers are possibly walking around the fence at its terminus in the water near the impoundments, or potentially entering the Site by other means.

The attached Exhibit A-1 shows the proposed alignment of fencing extensions along the southern and western sides of the Big Star Property and across the Texas Department of Transportation (“TxDOT”) right of way on the north side of the I-10 Bridge and an extension along the I-10 Bridge on the southern side. These two extensions would make it more difficult to access the impoundments and create a much longer walk to the Site if trespassers did somehow compromise the integrity of the fencing.

In addition to extending the fencing, the Respondents also propose to supplement the existing signage with the attached no trespassing sign shown in Exhibit A-2. This signage would be placed on the fence along with the previously designed warning signs, and around the perimeter of the impoundments as shown in Exhibit A-1.

The fencing extensions will be installed upon approval by EPA, and after required access agreements are in place with TxDOT and Big Star. The additional signage can be ordered after approval by EPA. Shoreline signs can be erected as soon as practical; however, placement of the signs in the water near the eastern impoundment perimeter (Exhibit A-1) will likely require Coast Guard and Port of Houston Authority approvals. We appreciate your consideration to this matter. Please do not hesitate to contact me if you have any questions, or concerns.

Sincerely,

A handwritten signature in blue ink that reads "David C. Keith". The signature is written in a cursive, flowing style.

David C. Keith, PH.D., R.G., C. HG.
Anchor QEA, LLC

cc: Phil Slowiak, International Paper
Andrew Shafer, MIMC
March Smith, MIMC

Attachments

K:\Jobs\090557-San Jacinto\090557-01 - San Jacinto\09055701-RP-028.dwg Ex A-1

Aug 31, 2010 8:22am ghowell



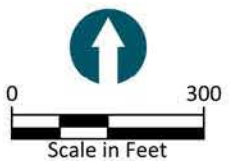
SOURCE: Martin Survey Associates, Inc. survey dated 2/23/2010 - 3/01/2010.

NOTES:

1. The fence shall be 8-foot tall, 2-inch mesh material with top rails and line posts on 10-foot centers with concrete footings. Terminal posts will be trussed and braced.
2. Access gates will be two 12-foot wide leaves providing a 24-foot wide opening.
3. Three strands of barbed wire on a pressed arm will be installed along the top of the fence and gates, making the completed system 9-feet tall.
4. The fence shall be lowered underneath the bridges to fill void between the ground and bridge concrete. The fence shall abut but not attach or touch TxDOT bridge.
5. Coordinates are in Texas State Plane, NAD 83 (South Central Zone).
6. Coordinates shown are grid. Multiply by 1.0001007882 to convert to surface coordinates.

LEGEND:

- Proposed Fence Line
- Proposed Phase II Fence Line
- Site Fencing Area
- McGinnes Property Boundary
- Texas Department of Transportation (TxDOT) Right-Of-Way (Approximate)
- Sign Location



Texas Penal Code - Section 30.05. Criminal Trespass

**NO TRESPASSING
VIOLATORS WILL BE
PROSECUTED**

AUTHORIZED PERSONNEL ONLY

Codigo Penal De Texas - Seccion 30.05. Traspaso Criminal

**PROHIBIDO TRASPASAR
VIOLADORES SERAN
PROSCESADOS**

SÓLO PERSONAL AUTORIZADO

Texas luật hình sự - Phần 30,05. Hình sự xâm nhập

**KHÔNG XÂM PHẠM
NGƯỜI VI PHẠM SẼ BỊ
TRUY TỐ**

ỦY QUYỀN NHÂN ONLY